

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Weishi Li et al.	Art Unit :	2613
Serial No. :	10/519,319	Examiner :	Dzung D. Tran
Filed :	January 18, 2005	Conf. No. :	9115
Title :	WDM LAYER-BASED OCHP DEVICE AND METHOD THEREOF		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Responsive to the action mailed July 25, 2008, Applicants provisionally elect the invention of Group I (i.e., claims 1-5 and 10-14). The election is made with traverse.

This response to restriction requirement is concurrently filed with a preliminary amendment. In the preliminary amendment, claim 6 has been amended to further clarify the features and incorporate the features of claim 1. Claim 15 has also been amended to further clarify the features and incorporate the features of claim 10.

In view of the concurrently filed preliminary amendment, the restriction requirement should be withdrawn and the claims in Group II (i.e., claims 6-9 and 15-18) should be considered because the method of Group II is carried out by the device of Group I.

Furthermore, the claims do not require the Examiner to conduct additional searches and pose no serious burden on the Examiner.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8/25/08



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